

The Supreme Court of South Carolina

Christopher Williams, Petitioner

v.

State of South Carolina, Respondent
Appellate Case No. 2012-212852

ORDER

A conditional order of dismissal was signed in this post-conviction relief case on April 9, 2012. This order gave petitioner thirty days to show cause why the conditional order should not become final. According to the final order of dismissal, which is dated June 8, 2012, petitioner did not file a response to the conditional order. Petitioner has now served and filed a notice of appeal from this final order.¹

Where, as here, a PCR applicant fails to file a response to a conditional order of dismissal, this Court has held that the applicant cannot appeal. *Edith v. State*, 369 S.C. 408, 632 S.E.2d 844 (2006). Accordingly, the notice of appeal is dismissed. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.



FOR THE COURT C.J.

Columbia, South Carolina
September 7, 2012

cc: Brian T. Petrano, Esquire
Mr. Christopher A. Williams, 00269359

¹ Petitioner also indicates that he is appealing the conditional order of dismissal. An appeal cannot be taken from a conditional order of dismissal. *Lewis v. State*, 368 S.C. 630, 630 S.E.2d 464 (2006).